



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In Re the Application of:

ATKINSON et al.

Serial No.: 09/505,209

Filed: February 16, 2000

Atty. File No.: 2265-11-1

For: "DEVICE AND METHOD FOR
REGENERATION AND REPAIR
OF CARTILAGE LESIONS"

Commissioner for Patents
Washington, D.C. 20231

Group Art Unit: 1633

Examiner: Kerr, J.

DECLARATION OF
ANGELA K. DALLAS

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS
FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO
COMMISSIONER OF PATENTS, WASHINGTON, D.C., 20231
ON SEPTEMBER 10, 2001.

SHERIDAN ROSS P.C.

BY: Constance Robnett

Dear Sir:

I, Angela K. Dallas, am a Patent Agent and represent Applicant in the above-identified patent application. I hereby confirm that the amendatory material amended into the specification in the Amendment and Response filed on this date consists of the same material incorporated by reference in the referencing application.

Specifically, the second portion of the new paragraph replacing the original paragraph on page 27, spanning lines 7-27, which has been amended into the above-identified application in the Amendment and Response filed on this date, and which is indicated by underline in the "Marked-Up Version Showing Amendments", consists of the same disclosure as set forth on page 19, lines 7-22 of PCT Patent Publication No. WO 95/13767. PCT Patent Publication No. WO 95/13767 is incorporated into the above-identified patent application in its entirety.

I hereby declare that all statements made herein of my own are true and that all statements made on information and belief are believed to be true; and further that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the subject application or any patent issuing therefrom.

Date:

September 10, 2001

By:

Angela Dallas
Angela K. Dallas